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PTO/SB/21 (08-03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/600,411
	Filing Date	June 20, 2003
	First Named Inventor	Walter Winkler
	Art	3721
	Examiner	Stephen Francis Gerrity
Total Number of Pages in This Submission	Attorney Docket Number	338991-991250

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Communication (follow-up to 9/29 filing) (2pgs); Declaration (2 pgs); First Class Mailing Certificate (1p); Return postcard;
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Kieun Jenny Sung, Reg. No. 48,639 DLA Piper Rudnick Gray Cary US LLP
Signature	
Date	September 30, 2005

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed	Cathy Pittman		
Signature		Date	September 30, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/600,411 Confirmation No.: 7001
Applicant: Walter Winkler
Filed: June 20, 2003
Group Art Unit: 3721
Examiner: Stephen Francis Gerrity
Docket No.: 338991-991250 (formerly 1020843-991250)
Customer No.: 26379

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Cathy Pittman
Cathy Pittman

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a follow-up communication relating to a Response to Office Action ("Response") that was submitted yesterday, September 29, 2005, in response to the Office Action that was mailed on June 29, 2005.

The body of the Response mentions that a Declaration is attached. Upon reviewing the filing documents, it is unclear now whether the Declaration was indeed included in the package that was mailed yesterday. A copy of the Declaration is hereby submitted in case it did not get included in the package that was mailed yesterday.

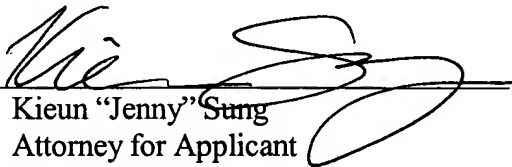
If there are any charges for submission of this supplemental Declaration, please charge the appropriate fee to Deposit Account No. 07-1896 referencing the above Docket No. Please telephone the undersigned attorney at (650) 833-2121 if there are any questions.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP

Dated: September 30, 2005

By


Kieun "Jenny" Sung
Attorney for Applicant
Reg. No. 48,639

DLA PIPER RUDNICK GRAY CARY LLP
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East Palo Alto, CA 94303
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DATE OF DEPOSIT: September 30, 2005

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Cathy Pittman

* * *

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing for:

U.S. Utility Patent Application S/N: 10/600,411 for:

Title: LOAD-CARRIER LOADING APPARATUS

FILED: June 20, 2003

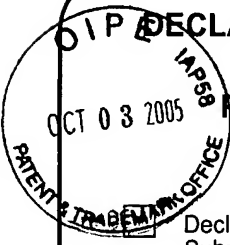
INVENTOR(s): Walter Winkler

Examiner: Stephen Francis Gerrity

Group Art Unit: 3721

Enclosed are:

- 1 Transmittal Form (1 pg.);
- 2 Communication (2 pgs);
- 3 Declaration (2 pgs);
- 4 Certificate of First Class Mailing (1 pg.); and
- 5 Return Postcard

 <p>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</p> <p>Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)</p>	Attorney Docket Number	338991-991250 (formerly 1020843-991250)
	First Named Inventor	Walter Winkler
	COMPLETE IF KNOWN	
	Application Number	10/600,411
	Filing Date	June 20, 2003
	Art Unit	3652
Examiner Name		Stephen Francis Gerrity

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LOAD-CARRIER LOADING APPARATUS

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 06/20/2003 as United States Application Number or PCT International

Application Number 10/600,411 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
1 03 13 576.6	Germany	03/26/2003	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

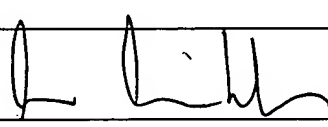
This collection of information is required by 37 CFR 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION—Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number		26379		OR <input type="checkbox"/> Correspondence address below	
Name					
Address					
City			State		ZIP
Country		Telephone			Fax
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
NAME OF SOLE OR FIRST INVENTOR :			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Walter			Family Name or Surname Winkler		
Inventor's Signature 				Date 05-08-2005	
Residence: City Parkstein		State	Country Germany	Citizenship German	
Mailing Address Neustadter Strasse 21					
City Parkstein		State	ZIP	Country Germany	
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any])			Family Name or Surname		
Inventor's Signature				Date	
Residence: City		State	Country	Citizenship	
Mailing Address					
City		State	ZIP	Country	
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					